

COURT REPORTERS BOARD OF CALIFORNIA
ORIGINALLY PROPOSED LANGUAGE

Article 8. Denial, Suspension and Revocation of Certificates

Adopt Section 2475 as follows:

§ 2475. Professional Standards of Practice.

(a) Consistent with any action that may be taken by the Board pursuant to Sections 8025 and 8025.1 of the Code, the Board may cite or discipline any certificate holder, including suspending, revoking, or denying the certification of a certified shorthand reporter, for violations of professional standards of practice.

(b) Every person under the jurisdiction of the Board who holds a license or certificate, or temporary license or certificate, shall comply with the following professional standards of practice:

(1) Truthful and accurate public statements when advertising professional qualifications and competence and/or services offered to the public.

(2) Maintaining confidentiality of information, oral and/or written, for that which is confidential as a result of rule, regulation, statute, court order, or deposition proceedings.

(3) Performing professional services within the scope of one's competence, including promptly notifying the parties present or the presiding officer upon determining that one is not competent to continue an assignment. A licensee may continue to report proceedings after such notification upon stipulation of all parties present or upon order of the presiding officer.

(4) Complying with legal and/or agreed-to delivery dates and providing prompt notification of delays.

(5) In addition to the requirements of Section 2025.220(a)(5) of the Code of Civil Procedure, promptly notifying all known parties in attendance at a deposition or civil court proceeding, when reasonably able to do so, and/or their attorneys of a request, other than from the court, for preparation of all or any part of a transcript, including a rough draft, in electronic or paper form.

(6) Acting without bias toward or prejudice against any parties and/or their attorneys.

(7) Not entering into, arranging, or participating in a relationship that compromises the impartiality of the certified shorthand reporter, including but not limited to a relationship

in which compensation for reporting services is based upon the outcome of the proceeding.

(8) Neither directly or indirectly giving to nor receiving from any attorney, employee of an attorney, client, witness, insurer, underwriter, any other person or entity associated with the litigation, or any agents or representatives thereof, any gift, incentive, reward, or anything of value, except: (A) items that do not exceed \$100 in the aggregate per recipient per calendar year; or (B) providing services without charge for which the certified shorthand reporter reasonably expects to be reimbursed from the Transcript Reimbursement Fund, Sections 8030 et seq. of the Code, or otherwise for an "indigent person" as defined by Section 8030.4(f) of the Code.

NOTE: Authority cited: Sections 8007 and 8025, Business and Professions Code. Reference: Sections 8025, 8025.1, 8030, 8030.2, 8030.4, 8030.6, and 8030.8, Business and Professions Code.